

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

## MISTY HELMS,

Plaintiff,

V.

## GENESIS CREDIT MANAGEMENT, LLC,

## Defendant.

NO: 1:16-CV-3041-TOR

## ORDER OF DISMISSAL

BEFORE THE COURT is the parties' Stipulation of Dismissal with

13 Prejudice (ECF No. 8). Defendant had previously moved to dismiss all claims in  
14 Plaintiff's Complaint pursuant to Federal Rule of Civil Procedure 12(b)(6). ECF  
15 No. 6. This Court, finding that Plaintiff had failed to respond to Defendant's  
16 motion, ordered Plaintiff to file a response or statement of non-opposition by  
17 August 17, 2016. ECF No. 7. On August 12, 2016, the parties filed a stipulation  
18 of dismissal with prejudice. ECF No. 8. Accordingly, all claims are **DISMISSED**  
19 **with prejudice**; each party shall bear its own costs and attorney's fees. *See* Fed.  
20 R. Civ. P. 41(a)(1)(A)(ii).

1           **ACCORDINGLY, IT IS ORDERED:**

2           1. All claims are **DISMISSED** with prejudice; each party shall bears its  
3 own costs and attorney's fees.

4           2. Defendant's pending Motion to Dismiss for Failure to State a Claim  
5 (ECF No. 6) is **DENIED** as moot.

6           3. The District Court Executive shall enter this order, provide copies to  
7 counsel, and **CLOSE** the file.

8           Dated August 16, 2016.



9  
10           A handwritten signature in blue ink that reads "Thomas O. Rice".  
11           THOMAS O. RICE  
12           Chief United States District Judge